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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		10790651	
	Filing Date		2004-03-01	
	First Named Inventor	James F. Zucherman		
	Art Unit	3733		
	Examiner Name	Cumberledge, Jerry L.		
	Attorney Docket Number	SFMT-01056USE		

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	2	6626944		2003-09-30	Taylor		
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<i>PCC</i>	1	International Search Report for PCT/US06/10521 (mailed Nov. 22, 2006)	<input type="checkbox"/>

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FORM PTO-1449
(Substitute)

US DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

Attorney Docket Number
KLYC-01056USE

Serial No.
10/790,651

**INFORMATION DISCLOSURE CITATION
BY APPLICANT**

Applicant
Zucherman, et al.

Filing Date
March 1, 2004

Group Art Unit
3731

U.S. PATENTS

Examiner Initial	Patent Number	Issue Date	Name	Class	Subclass	Filing Date

U.S. PATENT PUBLICATIONS

Examiner Initial	Patent Application Publication Number	Publication Date	Applicant
JFC	1. 2001/0012938 A1	08/09/2001	James F. Zucherman

PENDING U.S. PATENT APPLICATIONS

Examiner Initial	Application Number	Filing Date	Inventor	Petition to Expunge	
				Yes	No

FOREIGN PATENT DOCUMENTS

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				Yes	No

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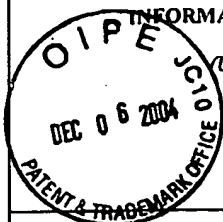
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use several sheets if necessary)</i>		Applicant/Patent Owner James F. Zucherman et al.	
		Filing/Issue Date March 01, 2004	Group Art Unit: 3731



U.S. PATENTS

Examiner Initial		Patent Number	Issue Date	First Named Inventor	Class	Subclass	Filing Date
<i>U1</i>	U1	2,456,806	12-1948	E.B. Wolffe			
	U2	2,677,369	5-1954	Knowles			
	U3	3,426,364	2-1969	Lumb			
	U4	3,648,691	3-1972	Lumb et al.			
	U5	3,867,728	2-1975	Stubstad et al.			
	U6	3,875,595	4-1975	Froning			
	U7	4,309,777	1-1982	Patil			
	U8	4,349,921	9-1982	Kuntz			
	U9	4,369,769	1-1983	Edwards			
	U10	4,401,112	8-1983	Rezaian			
	U11	4,479,491	10-1984	Martin			
	U12	4,501,269	2-1985	Bagby			
	U13	4,553,273	11-1985	Wu			
	U14	4,554,914	11-1985	Kapp et al.			
	U15	4,599,084	7-1986	Nashef			
	U16	4,599,086	7-1986	Doty			
	U17	4,604,995	8-1986	Stephens et al.			
	U18	4,611,582	9-1986	Duff			
<i>U19</i>	U19	4,636,217	1-1987	Ogilvie et al.			

03/04/07

U20	4,643,178	2-1987	Nastari et al.						
U21	4,657,550	4-1987	Daher						
U22	4,685,447	8-1987	Iversen et al.						
U23	4,696,290	9-1987	Steffee						
U24	4,714,469	12-1987	Kenna						
U25	4,743,256	5-1988	Brantigan						
U26	4,772,287	9-1988	Ray et al.						
U27	4,790,303	12-1988	Steffee						
U28	4,834,757	5-1989	Brantigan						
U29	4,878,915	11-1989	Brantigan						
U30	4,904,260	2-1990	Ray et al.						
U31	4,904,261	2-1990	Dove et al.						
U32	4,913,134	4-1990	Luque						
U33	4,932,975	6-1990	Main et al.						
U34	4,936,848	6-1990	Bagby						
U35	4,946,378	8-1990	Hirayama et al.						
U36	4,961,740	10-1990	Ray et al.						
U37	4,969,888	11-1990	Scholten et al.						
U38	5,011,484	4-1991	Breard						
U39	5,015,247	5-1991	Michelson						
U40	5,026,373	6-1991	Ray et al.						
U41	5,035,716	7-1991	Downey						
U42	5,047,055	9-1991	Bao et al.						
U43	5,055,104	10-1991	Ray						
U44	5,059,193	10-1991	Kuslich						
U45	5,059,194	10-1991	Michelson						
U46	5,084,049	1-1992	Asher et al.						

James C. Sudduth

03/04/07

U47	5,092,866	3-1992	Breard et al.						
U48	5,122,130	6-1992	Keller						
U49	5,123,926	6-1992	Pisharodi						
U50	5,167,662	12-1992	Hayes et al.						
U51	5,180,381	1-1993	Aust et al.						
U52	5,192,327	3-1993	Brantigan						
U53	5,258,031	11-1993	Salib et al.						
U54	5,263,953	11-1993	Bagby						
U55	5,290,312	3-1994	Kojimoto et al.						
U56	5,304,178	4-1994	Stahurski						
U57	5,306,309	4-1994	Wagner et al.						
U58	5,352,225	10-1994	Yuan et al.						
U59	5,387,213	2-1995	Breard et al.						
U60	5,390,683	2-1995	Pisharodi						
U61	5,395,372	3-1995	Holt et al.						
U62	5,415,661	5-1995	Holmes						
U63	5,443,514	8-1995	Steffee						
U64	5,454,812	10-1995	Lin						
U65	5,456,722	10-1995	McLeod et al.						
U66	5,458,638	10-1995	Kuslich et al.						
U67	5,458,641	10-1995	Ramirez Jimenez						
U68	5,458,643	10-1995	Oka et al.						
U69	5,470,333	11-1995	Ray						
U70	5,496,318	3-1996	Howland et al.						
U71	5,505,732	4-1996	Michelson						
U72	5,514,180	5-1996	Heggeness et al.						
U73	5,527,312	6-1996	Ray						

05/04/07

10	U74	5,534,028	7-1996	Bao et al.				
	U75	5,534,029	7-1996	Shima				
	U76	5,540,689	7-1996	Sanders et al.				
	U77	5,549,679	8-1996	Kuslich				
	U78	5,554,191	9-1996	Lahille et al.				
	U79	5,562,736	10-1996	Ray et al.				
	U80	5,593,409	1-1997	Michelson				
	U81	5,609,634	3-1997	Voydeville				
	U82	5,645,597	7-1997	Krapiva				
	U83	5,645,599	7-1997	Samani				
	U84	5,653,761	8-1997	Pisharodi				
	U85	5,658,286	8-1997	Sava				
	U86	5,674,295	10-1997	Ray et al.				
	U87	5,674,296	10-1997	Bryan et al.				
	U88	5,676,702	10-1997	Ratron				
	U89	5,702,455	12-1997	Saggar				
	U90	5,725,582	3-1998	Bevan et al.				
	U91	5,766,252	6-1998	Henry et al.				
	U92	5,800,438	9-1998	Tuke et al.				
	U93	5,824,098	10-1998	Stein				
	U94	5,865,846	2-1999	Bryan et al.				
	U95	5,885,299	3-1999	Winslow et al.				
	U96	5,888,224	3-1999	Beckers et al.				
	U97	5,888,226	3-1999	Rogozinski				
	U98	5,976,186	11-1999	Bao et al.				
	U99	6,001,130	12-1999	Bryan et al.				
10	U100	6,022,376	2-2000	Assell et al.	✓			


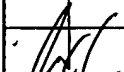
James C. Scharf

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<i>[Signature]</i>	U101	6,048,342	4-2000	Zucherman et al.				
	U102	6,068,630	5-2000	Zucherman et al.				
	U103	6,113,639	9-2000	Ray et al.				
	U104	6,156,067	12-2000	Bryan et al.				
	U105	6,190,414	2-2001	Young				
	U106	6,234,705 B1	5-2001	Troxel				
	U107	6,261,296 B1	7-2001	Aebi et al.				
	U108	6,368,351	5-2003	Glenn et al.				
	U109	6,436,145 B1	8-2002	Miller				
	U110	6,458,131	5-2003	Ray				
<i>[Signature]</i>	U111	6,565,570 B2	5-2003	Sterett et al.				
<i>[Signature]</i>								

FOREIGN PATENT DOCUMENTS

Examiner Initial		Document Number	Publication Date	Country	Class	Subclass	Translation Yes No	
<i>[Signature]</i>	F1	GB 780652	8-1957	Great Britain			✓	
	F2	DE 3113142 A1	1-1982	Germany			✓	
	F3	EP 140790 A2	10-1984	EPO			✓	
	F4	EP 146347 A1	12-1984	EPO			✓	
	F5	DE 2821678 A1	4-1980	Germany			✓	
	F6	EP 322334 A1	12-1988	EPO			✓	
	F7	FR 2623085	5-1989	France			✓	
	F8	SU 1484348 A1	6-1989	Soviet Union			✓	
	F9	WO 90/00037	1-1990	France			✓	
	F10	2015507	1-1991	Canada			✓	
	F11	DE 4012622 C1	7-1991	Germany			✓	
<i>[Signature]</i>	F12	WO 91/16018	10-1991	PCT			✓	

	F13	EP 0307241 B1	12-1992	EPO				✓	
	F14	FR 2681525 A1	3-1993	France				✓	
	F15	WO 94/21185	9-1994	PCT				✓	
	F16	WO 94/26192	11-1994	PCT				✓	
	F17	FR 2705227	11-1994	France				✓	
	F18	FR 2707864 A1	1-1995	France				✓	
	F19	FR 2717066	9-1995	France				✓	
	F20	FR 2717068	9-1995	France				✓	
	F21	FR 2717675	9-1995	France				✓	
	F22	EP 0677277 A2	10-1995	EPO				✓	
	F23	FR 2722088	1-1996	France				✓	
	F24	FR 2722980 A1	2-1996	France				✓	
	F25	FR 2724554	3-1996	France				✓	
	F26	EP 0767636 B1	4-1997	EPO				✓	
	F27	WO 98/48717	11-1998	PCT				✓	
	F28	WO 98/55038	12-1998	PCT				✓	
	F29	WO 99/26562	6-1999	PCT				✓	
	F30	WO 99/40866	8-1999	PCT				✓	
	F31	WO 99/42051	8-1999	PCT				✓	
	F32	WO 99/59669	11-1999	PCT				✓	
	F33	FR 2780269 A1	12-1999	France				✓	
	F34	FR 2782911 A1	3-2000	France				✓	
	F35	WO 00/13619	3-2000	PCT				✓	
	F36	WO 00/13620	3-2000	PCT				✓	
	F37	WO 00/04851	2-2000	PCT				✓	
	F38	WO 01/28442 A1	4-2001	PCT				✓	
	F39	FR 2806614 A1	9-2001	France				✓	

<i>MC</i>	F40	FR 2806616 A1	9-2001	France				✓	
<i>MC</i>	F41	EP 1138268 A1	10-2001	EPO				✓	

English Abstract attached

OTHER DOCUMENTS (Include author (if any), title, publisher and place of publication, date and pertinent pages)

<i>MC</i>	O1	Minns, R.J., et al., <i>Preliminary Design and Experimental Studies of a Novel Soft Implant for Correcting Sagittal Plane Instability in the Lumbar Spine</i> , SPINE Volume 22, Number 16, pp.1819-1825, © 1997, Lippincott-Raven Publishers
	O2	Waldemar Link, brochure entitled <i>Wirbelsäulen-Chirurgie: Instrumentarium Und Implantate Zur Wirbelsäulen-Chirurgie</i> (Spinal Surgery: Instrumentation and Implants for Spinal Surgery), Waldermar Link, Hamburg, Germany
	O3	Haruo Tsuji, et al., <i>Ceramic Interspinous Block (CISB) Assisted Anterior Interbody Fusion</i> , Journal of Spinal Disorders, Vol.3, No.1, pp.77-86, ©1990 Raven Press, Ltd., New York
<i>MC</i>	O4	Richard W. Porter, MD, FRCS, FRCSE, <i>Spinal Stenosis and Neurogenic Claudication</i> , SPINE Volume 21, November 17, pp.2046-2052, ©1996, Lippincott-Raven Publishers

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November 30, 2004